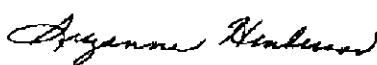


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Official Public Records



Suzanne Henderson

Tarrant County Texas

2008 Dec 19 11:47 AM

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**D208461631**

2 Pages

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**AMENDMENT OF DESCRIPTION AND POOLING PROVISION  
OF OIL, GAS AND MINERAL LEASE  
AND MEMORANDUM OF OIL AND GAS LEASE**

STATE OF TEXAS                                    }  
COUNTY OF TARRANT                                    }

WHEREAS, Mike McDaniel et ux Kimberly McDaniel hereinafter referred to as "Lessor" heretofore executed an unrecorded Oil, Gas and Mineral Lease, dated March 8, 2007, to Bagby Energy Holdings, LP, hereinafter referred to as "Lessee" recorded by Memorandum of Oil and Gas Lease at Clerk Document No. D207158208 Official Public Records of Tarrant County, Texas, hereinafter referred to as "The Lease", whereby Lessor leased certain lands situated in Tarrant County, Texas, to wit:

All that certain tract or parcel of land situated in Tarrant County, Texas and being part of the James McDonald A-997 Survey, being in the Meadowside Addition #25611, known as Block 1 Lot 17, being approximately .236 acres.

AND WHEREAS, said description is incomplete and indefinite as to legal description, and the lands intended to be covered are more accurately described as follows:

All that certain tract or parcel of land situated in Tarrant County, Texas and being part of the James McDonald Survey, A-997, being Block 1, Lot 17 of the Meadowside Addition, an Addition to the City of Mansfield, Texas, recorded in Cabinet A, Slide 8080, Plat Records of Tarrant County, Texas, and being approximately .236 acres.

AND WHEREAS, the lease and all rights and privileges thereunder are now owned and held by XTO Energy Inc., a Delaware Corporation.

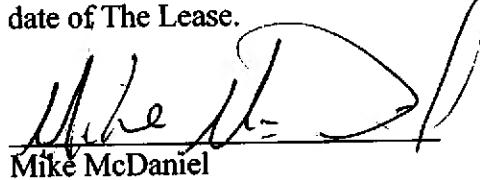
NOW, THEREFORE, in consideration of the premises, and for the purposes of making the said lease definite and certain in respect to the identity of the lands to be covered thereby, the undersigned Mike McDaniel and wife, Kimberly McDaniel, do hereby declare that it was and is our intention to lease for oil and gas purposes the identical tract of land last above described; and we do hereby amend said lease in respect to the description of the lands included therein, as aforesaid, and ratify and adopt the same as so amended.

AND WHEREAS, Not notwithstanding anything to the contrary, it is the desire of the Lessee and Lessor to amend that portion of the pooling provision in "The Lease" to provide for pooled units for gas hereunder which shall not substantially exceed in area 320 acres each plus a tolerance of 10% thereof.

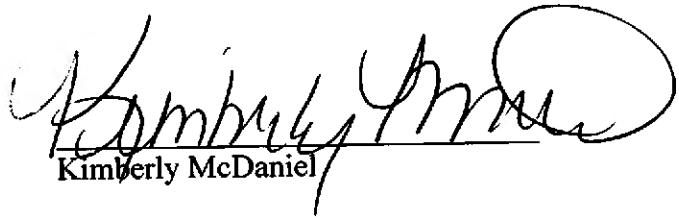
AND, for the same consideration recited above, I, or we, the undersigned, jointly and severally, do hereby adopt, ratify and confirm The Lease, and all of its provisions, except as herein modified and amended, and do hereby grant, lease, and let to the Lessee therein or its successors and assigns, any and all interest which I, or we, now have, or may hereafter acquire, either by conveyance, devise, inheritance or operation of laws, and whether vested, expectant, contingent or future, in and to the lands described therein, in accordance with each and all of the provisions contained in The Lease and as amended hereby, and the undersigned hereby declare that The Lease and all of its provisions, as amended, are binding on the undersigned and is a valid and subsisting Oil and Gas Lease and this agreement shall extend to and be binding upon the heirs, executors, administrators, successors, and assigns of each of the undersigned.

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IN WITNESS WHEREOF, this Amendment is executed by the undersigned Lessor on the respective date of acknowledgment below, but is effective as of the date of March 8, 2007, date of The Lease.



Mike McDaniel



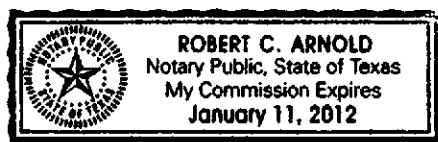
Kimberly McDaniel

Address: 214 Country Meadow Court  
Mansfield, Texas 76063

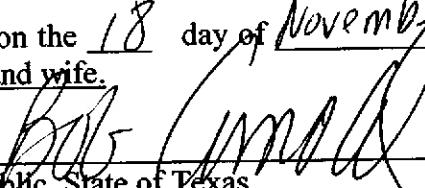
#### ACKNOWLEDGMENT

STATE OF TEXAS      }  
COUNTY OF TARRANT}

This instrument was acknowledged before me on the 18 day of November, 2008,  
by Mike McDaniel and Kimberly McDaniel, husband and wife.



Notary Public, State of Texas



Bob Arnold

Return to: Bryson G. Kuba  
6127 Green Jacket Dr.  
Apt.# 1136  
Fort Worth, TX 76137